

WESTFIELD TOWN COUNCIL, June 12, 2006

The Westfield Town Council met in regular session Monday, June 12, 2006 at the Westfield Town Hall. Members present were Teresa Otis Skelton, Jack Hart, Bob Smith, David Mikesell, and Ron Thomas. Also present were Clerk-Treasurer, Cindy Gossard, Town Manager, Jerry Rosenberger and Legal Council, Brian Zaiger. President Smith called the meeting to order at 7:00 p.m.

Approval of Minutes:

Jack Hart made a motion to approve April 10, 2006 minutes as presented. Dave Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Ron Thomas made a motion to approve April 24, 2006 Special Meeting minutes as presented. Jack Hart seconded. Vote: Yes-4; No-0; Abstain-1 (D. Mikesell). Motion carried.

Ron Thomas made a motion to approve May 8, 2006 minutes as amended. Teresa Skelton seconded. Vote: Yes-4; No-0; Abstain-1 (J. Hart). Motion carried.

Guests:

Joe Plankis spoke regarding Ordinance 04-37 and the section regarding zoning.

Council Comment on Guest Comments

Subjects of Community Interest:

Historical Society Update on Museum Project

Jim Peyton and Michael Kobrowski gave a brief presentation and their progress with the historical society's using the downtown fire station.

Proclamation-Faith Hope and Love

President Smith read a Proclamation and designating July 23-29 as Faith Hope and Love Week. President Smith presented Eric Lohee with the Proclamation.

Keynote Press Release

Chris Zauk read the press release and gave a brief introduction to this new company that will be moving into the Osram Sylvania building.

Old Business:

Ordinance 06-21 Police & Fire False Alarms First Reading – May 8, 2006 Second Reading

Jerry Rosenberger stated this is the second reading for this Ordinance that would allow the Town to design a fine structure for businesses that do not correct their false alarm situations.

Dave Mikesell made a motion to approve Ordinance 06-21 as presented. Ron Thomas seconded. Vote: Yes-5; No-0. Motion carried.

Ordinance 06-22 Procedure and Costs for the Firearms Training for Civilians First Reading – May 8, 2006 Second Reading

Jerry Rosenberger presented this item stating this is also the second reading for this Ordinance explaining this will allow the Town to charge civilian retirees for training.

Ron Thomas made a motion to approve Ordinance 06-22 as presented. Dave Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Ordinance 06-23 Fire Arms within the Corporate Limits First Reading - May 8, 20067 Second Reading

Jerry presented this item explaining the need for this Ordinance that would address the issue of fire arms within the corporate limits.

Jack Hart made a motion to approve Ordinance 06-23 as presented. Dave Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Regulatory Changes/Council Introduction

First Council Consideration

Centex Homes SF-2 to SF-3 16115 Ditch Road

Teresa Skelton recused herself.

Kevin Buchheit gave a brief presentation.

Steve Hardin from Bingham and McHale also gave a brief presentation on this project.

Consensus to move on to Plan Commission.

Bob Smith informed Jack Bonham that this was not a public hearing and not the time for the public to speak on this item.

Second Council Consideration

Wilfong Land Companies. Eagle Station

Kevin Buchheit gave a brief introduction.

Ralph (Bo) Wilfong made a brief presentation on activity with this project since the last Council meeting.

Sent to Plan Commission.

New Business:

Ordinance 06-24 Rezone AG-SF1 to Andover PUD 18100 Shady Nook Road Four Parcels Public Hearing – APC – May 22, 2006 First Reading

Kevin Buchheit gave a brief introduction regarding this rezone request and stated the APC forwards this rezone to the council with a positive recommendation.

Jim Schinever explained the clarification of Section 4 and gave a brief presentation stating this rezone adds four additional parcels to the original Andover PUD that was previously approved.

Dave Mikesell made a motion to approve Ordinance 06-24 as presented. Jack Hart seconded. Vote: Yes-4; No-1 (R.Thomas) Motion carried.

Resolution 06-13 Reverse Auction Procedure

Jerry Rosenberger explained this Resolution provides for the specific procedures that the town will use to initiate a reverse auction for equipment and/or supplies that the town may wish to purchase.

Teresa Skelton made a motion to approve Resolution 06-13 as presented. Jack Hart seconded. Vote: Yes-5; No-0. Motion carried.

Interposal Agreement- Hamilton County and Westfield for Small Structure Inventory and Inspection

Jerry Rosenberger stated this agreement allows Westfield to share in the overall planning and implementation costs of doing a bridge inventory and inspection for all structures with the town.

Dave Mikesell made a motion to approve the Interlocal Agreement as presented. Ron Thomas seconded. Vote: Yes-5; No-0. Motion carried.

Resolution 06-12 Interlocal Agreement for Hamilton County Interagency Public Safety Board

Jerry presented this item also stating this Resolution will provide participation of the Town in a joint enterprise of the government entities in Hamilton County for the coordination of public safety programs within Hamilton County.

Teresa Skelton made a motion to approve Resolution 06-12 as presented. Ron Thomas seconded. Vote: Yes-5; No-0. Motion carried.

Ron Thomas made a motion to appoint Denny White to the Public Safety Board. Teresa Skelton seconded. Vote: Yes-5; No-0. Motion carried.

2006 Road Improvement Plan Discussion

Renee Goff presented this item giving a brief description of the work planned for this project.

Jerry explained that the \$1.4 million is an estimate and we will be receiving bids for these projects that may come in under our estimate.

Quaker and Asa Bales Park Project Bid Recommendation

Jerry presented a bid for the construction work to be done at Asa Bales and Quaker Parks.

Jack Hart made a motion to accept the bid from Flogger Inc. not to exceed \$1,456,500.00. Dave Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Ordinance 06-27 Rezone Ag-SF-1 to SF-2 16706 Gray Road First Reading

Kevin Buchheit presented this item stating this comes to the Council with a positive recommendation from the Plan Commission. Kevin explained this is a rezone for Section 5 of the Brookside Development.

Ron Thomas made a motion to approve Ordinance 06-27 with the six conditions as noted. Dave Mikesell seconded. Vote: Yes-5; No-0. Motion carried.

Ordinance 06-26 Westfield advisory Plan Commission Structure First Reading

President Bob Smith introduced this item and explained the need to make this change and stated this will be considered the first reading and there will be no action taken tonight.

Teresa Skelton questioned what the feeling was coming from the Township.

Bob explained they felt there was no rush for this change.

Jim Peyton stated he would agree the changes need to be made and the need to protect the township residents with this change.

Jim Carey stated he felt the same way the changes need to be made just be sure the township residents are protected.

Ron Thomas stated he only got his information tonight and he would like to have had some discussion as a Council.

Jack Bonham questioned how State Statute describes how this needs to be done.

Jerry explained the Town and Township are working under a Special Joinder Agreement.

Town Hall Expansion Discussion

Jerry presented this item explaining this presentation reflects a town hall expansion option with only a 10 year build out not a 25 year. Jerry explained some of the options looking at the size of the expansion in addition to the costs of financing and the impact on the tax rates in the future.

There was some discussion regarding when and if to start this project and some of the problems with the building that need to be taken care of right away. Jerry also stated Bob Lunsford has offered us the use of his building for staff while renovations are being done.

John Dipple stated he felt the intent of renovating and building are good he just thinks the town should be more involved with this project.

Joe Plankis stated he agrees with John and he believes we should slow down with this project and question the figures verses space needs with employees.

Council consensus to set up an advertised meeting and move forward with obtaining an RFP.

Ordinance 06-26 Issuance of Water Permits First Reading

Jerry explained this Ordinance will allow developers to utilize our staff engineer to more quickly review and approve water construction projects. Jerry stated we will also be receiving a fee for this service of \$300.00 per application.

Jack Hart made a motion to suspend the rules to approve Ordinance 06-30 on first reading. Ron Thomas seconded. Vote: Yes-5; No-0. Motion carried.

Jack Hart made a motion to approve Ordinance 06-30 as presented. Teresa Skelton seconded. Vote: Yes-5; No-0. Motion carried.

Consent Agenda:

Release of Performance Bonds –

Andover Lift Station

Postponed until July meeting.

Release of Maintenance Bonds

None this month

Subsequent Connector Fee/Re-imburement Fee Agreements

None this month.

Town Manager Report:

Kurt Wanninger received his MBA Degree

Job offer out for Parks Director

Special census will begin here June 26th

146th Street Path began today

Greyhound Water Plant demolition has started

Technology fiber splicing done and ready for testing

New annexation coming next month

Tom Higgins is working on voluntary annexation along SR 32

Council Members Comments

Ron Thomas spoke regarding letter from his daughter's 3rd grade class and asked if any Council members would be interested in answering.

Jack Hart stated Bruce and Kevin's department have been doing an exploration program at the Intermediate School.

Bob Smith stated the Lions Club would like to put a directional sign up on Union Street. Bob stated he believes it violates our Ordinance.

Teresa Skelton stated she noticed a lot of advertisement signs around the Village Park area in the right of way.

Claims:

Dave Mikesell made a motion to approve the Claims as presented. Teresa Skelton seconded. Vote: Yes-5; No-0. Motion carried.

With no further business the meeting adjourned at 10:05 p.m. Executive session followed.

Clerk-Treasurer

Council President